

1 AMENDMENT TO HOUSE BILL 215

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 215, AS AMENDED,  
3 by replacing Section 10 with the following:

4 "Section 10. The Clerks of Courts Act is amended by  
5 changing Sections 27.1a, 27.2, 27.2a, 27.5, and 27.6 as  
6 follows:

7 (705 ILCS 105/27.1a) (from Ch. 25, par. 27.1a)

8 Sec. 27.1a. The fees of the clerks of the circuit court  
9 in all counties having a population in excess of 180,000 but  
10 not more than 650,000 inhabitants in the instances described  
11 in this Section shall be as provided in this Section. In  
12 addition, the fees provided in this Section shall apply to  
13 all units of local government and school districts in  
14 counties with more than 3,000,000 inhabitants. The fees shall  
15 be paid in advance and shall be as follows:

16 (a) Civil Cases.

17 The fee for filing a complaint, petition, or other  
18 pleading initiating a civil action, with the following  
19 exceptions, shall be \$150.

20 (A) When the amount of money or damages or the  
21 value of personal property claimed does not exceed  
22 \$250, \$10.

1 (B) When that amount exceeds \$250 but does not  
2 exceed \$500, \$20.

3 (C) When that amount exceeds \$500 but does not  
4 exceed \$2500, \$30.

5 (D) When that amount exceeds \$2500 but does  
6 not exceed \$15,000, \$75.

7 (E) For the exercise of eminent domain, \$150.  
8 For each additional lot or tract of land or right or  
9 interest therein subject to be condemned, the  
10 damages in respect to which shall require separate  
11 assessment by a jury, \$150.

12 (a-1) Family.

13 For filing a petition under the Juvenile Court Act  
14 of 1987, \$25.

15 For filing a petition for a marriage license, \$10.

16 For performing a marriage in court, \$10.

17 For filing a petition under the Illinois Parentage  
18 Act of 1984, \$40.

19 (b) Forcible Entry and Detainer.

20 In each forcible entry and detainer case when the  
21 plaintiff seeks possession only or unites with his or her  
22 claim for possession of the property a claim for rent or  
23 damages or both in the amount of \$15,000 or less, \$40.  
24 When the plaintiff unites his or her claim for possession  
25 with a claim for rent or damages or both exceeding  
26 \$15,000, \$150.

27 (c) Counterclaim or Joining Third Party Defendant.

28 When any defendant files a counterclaim as part of  
29 his or her answer or otherwise or joins another party as  
30 a third party defendant, or both, the defendant shall pay  
31 a fee for each counterclaim or third party action in an  
32 amount equal to the fee he or she would have had to pay  
33 had he or she brought a separate action for the relief  
34 sought in the counterclaim or against the third party

1 defendant, less the amount of the appearance fee, if that  
2 has been paid.

3 (d) Confession of Judgment.

4 In a confession of judgment when the amount does not  
5 exceed \$1500, \$50. When the amount exceeds \$1500, but  
6 does not exceed \$15,000, \$115. When the amount exceeds  
7 \$15,000, \$200.

8 (e) Appearance.

9 The fee for filing an appearance in each civil case  
10 shall be \$50, except as follows:

11 (A) When the plaintiff in a forcible entry and  
12 detainer case seeks possession only, \$20.

13 (B) When the amount in the case does not  
14 exceed \$1500, \$20.

15 (C) When that amount exceeds \$1500 but does  
16 not exceed \$15,000, \$40.

17 (f) Garnishment, Wage Deduction, and Citation.

18 In garnishment affidavit, wage deduction affidavit,  
19 and citation petition when the amount does not exceed  
20 \$1,000, \$10; when the amount exceeds \$1,000 but does not  
21 exceed \$5,000, \$20; and when the amount exceeds \$5,000,  
22 \$30.

23 (g) Petition to Vacate or Modify.

24 (1) Petition to vacate or modify any final judgment  
25 or order of court, except in forcible entry and detainer  
26 cases and small claims cases or a petition to reopen an  
27 estate, to modify, terminate, or enforce a judgment or  
28 order for child or spousal support, or to modify,  
29 suspend, or terminate an order for withholding, if filed  
30 before 30 days after the entry of the judgment or order,  
31 \$40.

32 (2) Petition to vacate or modify any final judgment  
33 or order of court, except a petition to modify,  
34 terminate, or enforce a judgment or order for child or

1 spousal support or to modify, suspend, or terminate an  
2 order for withholding, if filed later than 30 days after  
3 the entry of the judgment or order, \$60.

4 (3) Petition to vacate order of bond forfeiture,  
5 \$20.

6 (h) Mailing.

7 When the clerk is required to mail, the fee will be  
8 \$6, plus the cost of postage.

9 (i) Certified Copies.

10 Each certified copy of a judgment after the first,  
11 except in small claims and forcible entry and detainer  
12 cases, \$10.

13 (j) Habeas Corpus.

14 For filing a petition for relief by habeas corpus,  
15 \$80.

16 (k) Certification, Authentication, and Reproduction.

17 (1) Each certification or authentication for taking  
18 the acknowledgment of a deed or other instrument in  
19 writing with the seal of office, \$4.

20 (2) Court appeals when original documents are  
21 forwarded, under 100 pages, plus delivery and costs, \$50.

22 (3) Court appeals when original documents are  
23 forwarded, over 100 pages, plus delivery and costs, \$120.

24 (4) Court appeals when original documents are  
25 forwarded, over 200 pages, an additional fee of 20 cents  
26 per page.

27 (5) For reproduction of any document contained in  
28 the clerk's files:

29 (A) First page, \$2.

30 (B) Next 19 pages, 50 cents per page.

31 (C) All remaining pages, 25 cents per page.

32 (l) Remands.

33 In any cases remanded to the Circuit Court from the  
34 Supreme Court or the Appellate Court for a new trial, the

1 clerk shall file the remanding order and reinstate the  
2 case with either its original number or a new number. The  
3 Clerk shall not charge any new or additional fee for the  
4 reinstatement. Upon reinstatement the Clerk shall advise  
5 the parties of the reinstatement. A party shall have the  
6 same right to a jury trial on remand and reinstatement as  
7 he or she had before the appeal, and no additional or new  
8 fee or charge shall be made for a jury trial after  
9 remand.

10 (m) Record Search.

11 For each record search, within a division or  
12 municipal district, the clerk shall be entitled to a  
13 search fee of \$4 for each year searched.

14 (n) Hard Copy.

15 For each page of hard copy print output, when case  
16 records are maintained on an automated medium, the clerk  
17 shall be entitled to a fee of \$4.

18 (o) Index Inquiry and Other Records.

19 No fee shall be charged for a single  
20 plaintiff/defendant index inquiry or single case record  
21 inquiry when this request is made in person and the  
22 records are maintained in a current automated medium, and  
23 when no hard copy print output is requested. The fees to  
24 be charged for management records, multiple case records,  
25 and multiple journal records may be specified by the  
26 Chief Judge pursuant to the guidelines for access and  
27 dissemination of information approved by the Supreme  
28 Court.

29 (p) Commitment Petitions.

30 For filing commitment petitions under the Mental  
31 Health and Developmental Disabilities Code and for filing  
32 a transcript of commitment proceedings held in another  
33 county, \$25.

34 (q) Alias Summons.

1           For each alias summons or citation issued by the  
2 clerk, \$4.

3 (r) Other Fees.

4           Any fees not covered in this Section shall be set by  
5 rule or administrative order of the Circuit Court with  
6 the approval of the Administrative Office of the Illinois  
7 Courts.

8           The clerk of the circuit court may provide  
9 additional services for which there is no fee specified  
10 by statute in connection with the operation of the  
11 clerk's office as may be requested by the public and  
12 agreed to by the clerk and approved by the chief judge of  
13 the circuit court. Any charges for additional services  
14 shall be as agreed to between the clerk and the party  
15 making the request and approved by the chief judge of the  
16 circuit court. Nothing in this subsection shall be  
17 construed to require any clerk to provide any service not  
18 otherwise required by law.

19 (s) Jury Services.

20           The clerk shall be entitled to receive, in addition  
21 to other fees allowed by law, the sum of \$192.50, as a  
22 fee for the services of a jury in every civil action not  
23 quasi-criminal in its nature and not a proceeding for the  
24 exercise of the right of eminent domain and in every  
25 other action wherein the right of trial by jury is or may  
26 be given by law. The jury fee shall be paid by the party  
27 demanding a jury at the time of filing the jury demand.  
28 If the fee is not paid by either party, no jury shall be  
29 called in the action or proceeding, and the same shall be  
30 tried by the court without a jury.

31 (t) Voluntary Assignment.

32           For filing each deed of voluntary assignment, \$10;  
33 for recording the same, 25¢ for each 100 words.  
34 Exceptions filed to claims presented to an assignee of a

1 debtor who has made a voluntary assignment for the  
2 benefit of creditors shall be considered and treated, for  
3 the purpose of taxing costs therein, as actions in which  
4 the party or parties filing the exceptions shall be  
5 considered as party or parties plaintiff, and the  
6 claimant or claimants as party or parties defendant, and  
7 those parties respectively shall pay to the clerk the  
8 same fees as provided by this Section to be paid in other  
9 actions.

10 (u) Expungement Petition.

11 The clerk shall be entitled to receive a fee of \$30  
12 for each expungement petition filed and an additional fee  
13 of \$2 for each certified copy of an order to expunge  
14 arrest records.

15 (v) Probate.

16 The clerk is entitled to receive the fees specified in  
17 this subsection (v), which shall be paid in advance, except  
18 that, for good cause shown, the court may suspend, reduce, or  
19 release the costs payable under this subsection:

20 (1) For administration of the estate of a decedent  
21 (whether testate or intestate) or of a missing person,  
22 \$100, plus the fees specified in subsection (v)(3),  
23 except:

24 (A) When the value of the real and personal  
25 property does not exceed \$15,000, the fee shall be  
26 \$25.

27 (B) When (i) proof of heirship alone is made,  
28 (ii) a domestic or foreign will is admitted to  
29 probate without administration (including proof of  
30 heirship), or (iii) letters of office are issued for  
31 a particular purpose without administration of the  
32 estate, the fee shall be \$25.

33 (2) For administration of the estate of a ward,  
34 \$50, plus the fees specified in subsection (v)(3),

1           except:

2                   (A) When the value of the real and personal  
3           property does not exceed \$15,000, the fee shall be  
4           \$25.

5                   (B) When (i) letters of office are issued to a  
6           guardian of the person or persons, but not of the  
7           estate or (ii) letters of office are issued in the  
8           estate of a ward without administration of the  
9           estate, including filing or joining in the filing of  
10          a tax return or releasing a mortgage or consenting  
11          to the marriage of the ward, the fee shall be \$10.

12                  (3) In addition to the fees payable under  
13          subsection (v)(1) or (v)(2) of this Section, the  
14          following fees are payable:

15                   (A) For each account (other than one final  
16           account) filed in the estate of a decedent, or ward,  
17           \$15.

18                   (B) For filing a claim in an estate when the  
19           amount claimed is \$150 or more but less than \$500,  
20           \$10; when the amount claimed is \$500 or more but  
21           less than \$10,000, \$25; when the amount claimed is  
22           \$10,000 or more, \$40; provided that the court in  
23           allowing a claim may add to the amount allowed the  
24           filing fee paid by the claimant.

25                   (C) For filing in an estate a claim, petition,  
26           or supplemental proceeding based upon an action  
27           seeking equitable relief including the construction  
28           or contest of a will, enforcement of a contract to  
29           make a will, and proceedings involving testamentary  
30           trusts or the appointment of testamentary trustees,  
31           \$40.

32                   (D) For filing in an estate (i) the appearance  
33           of any person for the purpose of consent or (ii) the  
34           appearance of an executor, administrator,



1 administrator to collect, guardian, guardian ad  
2 litem, or special administrator, no fee.

3 (E) Except as provided in subsection  
4 (v)(3)(D), for filing the appearance of any person  
5 or persons, \$10.

6 (F) For each jury demand, \$102.50.

7 (G) For disposition of the collection of a  
8 judgment or settlement of an action or claim for  
9 wrongful death of a decedent or of any cause of  
10 action of a ward, when there is no other  
11 administration of the estate, \$30, less any amount  
12 paid under subsection (v)(1)(B) or (v)(2)(B) except  
13 that if the amount involved does not exceed \$5,000,  
14 the fee, including any amount paid under subsection  
15 (v)(1)(B) or (v)(2)(B), shall be \$10.

16 (H) For each certified copy of letters of  
17 office, of court order or other certification, \$1,  
18 plus 50¢ per page in excess of 3 pages for the  
19 document certified.

20 (I) For each exemplification, \$1, plus the fee  
21 for certification.

22 (4) The executor, administrator, guardian,  
23 petitioner, or other interested person or his or her  
24 attorney shall pay the cost of publication by the clerk  
25 directly to the newspaper.

26 (5) The person on whose behalf a charge is incurred  
27 for witness, court reporter, appraiser, or other  
28 miscellaneous fee shall pay the same directly to the  
29 person entitled thereto.

30 (6) The executor, administrator, guardian,  
31 petitioner, or other interested person or his or her  
32 attorney shall pay to the clerk all postage charges  
33 incurred by the clerk in mailing petitions, orders,  
34 notices, or other documents pursuant to the provisions of

1 the Probate Act of 1975.

2 (w) Criminal and Quasi-Criminal Costs and Fees.

3 (1) The clerk shall be entitled to costs in all  
4 criminal and quasi-criminal cases from each person  
5 convicted or sentenced to supervision therein as follows:

6 (A) Felony complaints, \$80.

7 (B) Misdemeanor complaints, \$50.

8 (C) Business offense complaints, \$50.

9 (D) Petty offense complaints, \$50.

10 (E) Minor traffic or ordinance violations,  
11 \$20.

12 (F) When court appearance required, \$30.

13 (G) Motions to vacate or amend final orders,  
14 \$20.

15 (H) Motions to vacate bond forfeiture orders,  
16 \$20.

17 (I) Motions to vacate ex parte judgments,  
18 whenever filed, \$20.

19 (J) Motions to vacate judgment on forfeitures,  
20 whenever filed, \$20.

21 (K) Motions to vacate "failure to appear" or  
22 "failure to comply" notices sent to the Secretary of  
23 State, \$20.

24 (2) In counties having a population in excess of  
25 180,000 but not more than 650,000 inhabitants, when the  
26 violation complaint is issued by a municipal police  
27 department, the clerk shall be entitled to costs from  
28 each person convicted therein as follows:

29 (A) Minor traffic or ordinance violations,  
30 \$10.

31 (B) When court appearance required, \$15.

32 (3) In ordinance violation cases punishable by fine  
33 only, the clerk of the circuit court shall be entitled to  
34 receive, unless the fee is excused upon a finding by the

1 court that the defendant is indigent, in addition to  
2 other fees or costs allowed or imposed by law, the sum of  
3 \$62.50 as a fee for the services of a jury. The jury fee  
4 shall be paid by the defendant at the time of filing his  
5 or her jury demand. If the fee is not so paid by the  
6 defendant, no jury shall be called, and the case shall be  
7 tried by the court without a jury.

8 (x) Transcripts of Judgment.

9 For the filing of a transcript of judgment, the  
10 clerk shall be entitled to the same fee as if it were the  
11 commencement of a new suit.

12 (y) Change of Venue.

13 (1) For the filing of a change of case on a change  
14 of venue, the clerk shall be entitled to the same fee as  
15 if it were the commencement of a new suit.

16 (2) The fee for the preparation and certification  
17 of a record on a change of venue to another jurisdiction,  
18 when original documents are forwarded, \$25.

19 (z) Tax objection complaints.

20 For each tax objection complaint containing one or  
21 more tax objections, regardless of the number of parcels  
22 involved or the number of taxpayers joining on the  
23 complaint, \$25.

24 (aa) Tax Deeds.

25 (1) Petition for tax deed, if only one parcel is  
26 involved, \$150.

27 (2) For each additional parcel, add a fee of \$50.

28 (bb) Collections.

29 (1) For all collections made of others, except the  
30 State and county and except in maintenance or child  
31 support cases, a sum equal to 2.5% of the amount  
32 collected and turned over.

33 (2) Interest earned on any funds held by the clerk  
34 shall be turned over to the county general fund as an

1 earning of the office.

2 (3) For any check, draft, or other bank instrument  
3 returned to the clerk for non-sufficient funds, account  
4 closed, or payment stopped, \$25.

5 (4) In child support and maintenance cases, the  
6 clerk, if authorized by an ordinance of the county board,  
7 may collect an annual fee of up to \$36 from the person  
8 making payment for maintaining child support records and  
9 the processing of support orders to the State of Illinois  
10 KIDS system and the recording of payments issued by the  
11 State Disbursement Unit for the official record of the  
12 Court. This fee shall be in addition to and separate  
13 from amounts ordered to be paid as maintenance or child  
14 support and shall be deposited into a Separate  
15 Maintenance and Child Support Collection Fund, of which  
16 the clerk shall be the custodian, ex-officio, to be used  
17 by the clerk to maintain child support orders and record  
18 all payments issued by the State Disbursement Unit for  
19 the official record of the Court. The clerk may recover  
20 from the person making the maintenance or child support  
21 payment any additional cost incurred in the collection  
22 of this annual fee.

23 The clerk shall also be entitled to a fee of \$5 for  
24 certifications made to the Secretary of State as provided  
25 in Section 7-703 of the Family Financial Responsibility  
26 Law and these fees shall also be deposited into the  
27 Separate Maintenance and Child Support Collection Fund.

28 (cc) Corrections of Numbers.

29 For correction of the case number, case title, or  
30 attorney computer identification number, if required by  
31 rule of court, on any document filed in the clerk's  
32 office, to be charged against the party that filed the  
33 document, \$15.

34 (dd) Exceptions.

1           (1) The fee requirements of this Section shall not  
 2 apply to police departments or other law enforcement  
 3 agencies. In this Section, "law enforcement agency"  
 4 means an agency of the State or a unit of local  
 5 government which is vested by law or ordinance with the  
 6 duty to maintain public order and to enforce criminal  
 7 laws or ordinances. "Law enforcement agency" also means  
 8 the Attorney General or any state's attorney.

9           (2) No fee provided herein shall be charged to any  
 10 unit of local government or school district in counties  
 11 with a population less than or equal to 3,000,000  
 12 inhabitants.

13           (3) The fee requirements of this Section shall not  
 14 apply to any action instituted under subsection (b) of  
 15 Section 11-31-1 of the Illinois Municipal Code by a  
 16 private owner or tenant of real property within 1200 feet  
 17 of a dangerous or unsafe building seeking an order  
 18 compelling the owner or owners of the building to take  
 19 any of the actions authorized under that subsection.

20 (ee) Adoptions.

21           (1) For an adoption.....\$65

22           (2) Upon good cause shown, the court may waive the  
 23 adoption filing fee in a special needs adoption. The  
 24 term "special needs adoption" shall have the meaning  
 25 ascribed to it by the Illinois Department of Children and  
 26 Family Services.

27 (ff) Adoption exemptions.

28           No fee other than that set forth in subsection (ee)  
 29 shall be charged to any person in connection with an  
 30 adoption proceeding.

31 (Source: P.A. 90-466, eff. 8-17-97; 90-796, eff. 12-15-98;  
 32 91-321, eff. 1-1-00; 91-612, eff. 10-1-99; revised 10-15-99.)

33 (705 ILCS 105/27.2) (from Ch. 25, par. 27.2)

1           Sec. 27.2. The fees of the clerks of the circuit court  
 2 in all counties having a population in excess of 650,000  
 3 inhabitants but less than 3,000,000 inhabitants in the  
 4 instances described in this Section shall be as provided in  
 5 this Section. ~~In-addition, the fees provided in this Section~~  
 6 ~~shall apply to all units of local government and school~~  
 7 ~~districts in counties with more than 3,000,000 inhabitants.~~  
 8 The fees shall be paid in advance and shall be as follows:

9 (a) Civil Cases.

10           The fee for filing a complaint, petition, or other  
 11 pleading initiating a civil action, with the following  
 12 exceptions, shall be ~~\$190~~ \$150.

13           (A) When the amount of money or damages or the  
 14 value of personal property claimed does not exceed  
 15 \$250, ~~\$15~~ \$10.

16           (B) When that amount exceeds \$250 but does not  
 17 exceed ~~\$1,000~~ \$500, ~~\$40~~ \$20.

18           (C) When that amount exceeds ~~\$1,000~~ \$500 but  
 19 does not exceed \$2500, ~~\$50~~ \$30.

20           (D) When that amount exceeds \$2500 but does  
 21 not exceed ~~\$5,000~~ \$15,000, ~~\$100~~ \$75.

22           (D-5) When the amount exceeds \$5,000 but does  
 23 not exceed \$15,000, \$150.

24           (E) For the exercise of eminent domain, \$150.  
 25 For each additional lot or tract of land or right or  
 26 interest therein subject to be condemned, the  
 27 damages in respect to which shall require separate  
 28 assessment by a jury, \$150.

29 (b) Forcible Entry and Detainer.

30           In each forcible entry and detainer case when the  
 31 plaintiff seeks possession only or unites with his or her  
 32 claim for possession of the property a claim for rent or  
 33 damages or both in the amount of \$15,000 or less, ~~\$75~~  
 34 \$40. When the plaintiff unites his or her claim for

1 possession with a claim for rent or damages or both  
2 exceeding \$15,000, ~~\$225~~ \$150.

3 (c) Counterclaim or Joining Third Party Defendant.

4 When any defendant files a counterclaim as part of  
5 his or her answer or otherwise or joins another party as  
6 a third party defendant, or both, the defendant shall pay  
7 a fee for each counterclaim or third party action in an  
8 amount equal to the fee he or she would have had to pay  
9 had he or she brought a separate action for the relief  
10 sought in the counterclaim or against the third party  
11 defendant, less the amount of the appearance fee, if that  
12 has been paid.

13 (d) Confession of Judgment.

14 In a confession of judgment when the amount does not  
15 exceed \$1500, ~~\$60~~ \$50. When the amount exceeds \$1500, but  
16 does not exceed ~~\$5,000~~ \$15,000, ~~\$75~~ \$115. When the amount  
17 exceeds \$5,000, but does not exceed \$15,000, \$175. When  
18 the amount exceeds \$15,000, ~~\$250~~ \$200.

19 (e) Appearance.

20 The fee for filing an appearance in each civil case  
21 shall be ~~\$75~~ \$50, except as follows:

22 (A) When the plaintiff in a forcible entry and  
23 detainer case seeks possession only; ~~\$40~~ \$20.

24 (B) When the amount in the case does not  
25 exceed \$1500, ~~\$40~~ \$20.

26 (C) When ~~the~~ that amount in the case exceeds  
27 \$1500 but does not exceed \$15,000, ~~\$60~~ \$40.

28 (f) Garnishment, Wage Deduction, and Citation.

29 In garnishment affidavit, wage deduction affidavit,  
30 and citation petition when the amount does not exceed  
31 \$1,000, ~~\$15~~ \$10; when the amount exceeds \$1,000 but does  
32 not exceed \$5,000, ~~\$30~~ \$20; and when the amount exceeds  
33 \$5,000, ~~\$50~~ \$30.

34 (g) Petition to Vacate or Modify.

1           (1) Petition to vacate or modify any final judgment  
2 or order of court, except in forcible entry and detainer  
3 cases and small claims cases or a petition to reopen an  
4 estate, to modify, terminate, or enforce a judgment or  
5 order for child or spousal support, or to modify,  
6 suspend, or terminate an order for withholding, if filed  
7 before 30 days after the entry of the judgment or order,  
8 \$50 \$40.

9           (2) Petition to vacate or modify any final judgment  
10 or order of court, except a petition to modify,  
11 terminate, or enforce a judgment or order for child or  
12 spousal support or to modify, suspend, or terminate an  
13 order for withholding, if filed later than 30 days after  
14 the entry of the judgment or order, \$75 \$60.

15           (3) Petition to vacate order of bond forfeiture,  
16 \$40 \$20.

17 (h) Mailing.

18           When the clerk is required to mail, the fee will be  
19 \$10 \$6, plus the cost of postage.

20 (i) Certified Copies.

21           Each certified copy of a judgment after the first,  
22 except in small claims and forcible entry and detainer  
23 cases, \$15 \$10.

24 (j) Habeas Corpus.

25           For filing a petition for relief by habeas corpus,  
26 \$125 \$80.

27 (k) Certification, Authentication, and Reproduction.

28           (1) Each certification or authentication for taking  
29 the acknowledgment of a deed or other instrument in  
30 writing with the seal of office, \$6 \$4.

31           (2) Court appeals when original documents are  
32 forwarded, under 100 pages, plus delivery and costs, \$75  
33 \$50.

34           (3) Court appeals when original documents are



1 forwarded, over 100 pages, plus delivery and costs, \$150  
2 \$120.

3 (4) Court appeals when original documents are  
4 forwarded, over 200 pages, an additional fee of 25 20  
5 cents per page.

6 (5) For reproduction of any document contained in  
7 the clerk's files:

8 (A) First page, \$2.

9 (B) Next 19 pages, 50 cents per page.

10 (C) All remaining pages, 25 cents per page.

11 (l) Remands.

12 In any cases remanded to the Circuit Court from the  
13 Supreme Court or the Appellate Court for a new trial, the  
14 clerk shall file the remanding order and reinstate the  
15 case with either its original number or a new number.  
16 The Clerk shall not charge any new or additional fee for  
17 the reinstatement. Upon reinstatement the Clerk shall  
18 advise the parties of the reinstatement. A party shall  
19 have the same right to a jury trial on remand and  
20 reinstatement as he or she had before the appeal, and no  
21 additional or new fee or charge shall be made for a jury  
22 trial after remand.

23 (m) Record Search.

24 For each record search, within a division or  
25 municipal district, the clerk shall be entitled to a  
26 search fee of \$6 \$4 for each year searched.

27 (n) Hard Copy.

28 For each page of hard copy print output, when case  
29 records are maintained on an automated medium, the clerk  
30 shall be entitled to a fee of \$6 \$4.

31 (o) Index Inquiry and Other Records.

32 No fee shall be charged for a single  
33 plaintiff/defendant index inquiry or single case record  
34 inquiry when this request is made in person and the

1 records are maintained in a current automated medium, and  
2 when no hard copy print output is requested. The fees to  
3 be charged for management records, multiple case records,  
4 and multiple journal records may be specified by the  
5 Chief Judge pursuant to the guidelines for access and  
6 dissemination of information approved by the Supreme  
7 Court.

8 (p) Commitment Petitions.

9 For filing commitment petitions under the Mental  
10 Health and Developmental Disabilities Code, \$50 \$25.

11 (q) Alias Summons.

12 For each alias summons or citation issued by the  
13 clerk, \$5 \$4.

14 (r) Other Fees.

15 Any fees not covered in this Section shall be set by  
16 rule or administrative order of the Circuit Court with  
17 the approval of the Administrative Office of the Illinois  
18 Courts.

19 The clerk of the circuit court may provide  
20 additional services for which there is no fee specified  
21 by statute in connection with the operation of the  
22 clerk's office as may be requested by the public and  
23 agreed to by the clerk and approved by the chief judge of  
24 the circuit court. Any charges for additional services  
25 shall be as agreed to between the clerk and the party  
26 making the request and approved by the chief judge of the  
27 circuit court. Nothing in this subsection shall be  
28 construed to require any clerk to provide any service not  
29 otherwise required by law.

30 (s) Jury Services.

31 The clerk shall be entitled to receive, in addition  
32 to other fees allowed by law, the sum of \$212.50 ~~\$192.50~~,  
33 as a fee for the services of a jury in every civil action  
34 not quasi-criminal in its nature and not a proceeding for

1 the exercise of the right of eminent domain and in every  
 2 other action wherein the right of trial by jury is or may  
 3 be given by law. The jury fee shall be paid by the party  
 4 demanding a jury at the time of filing the jury demand.  
 5 If the fee is not paid by either party, no jury shall be  
 6 called in the action or proceeding, and the same shall be  
 7 tried by the court without a jury.

8 (t) Voluntary Assignment.

9 For filing each deed of voluntary assignment, \$20  
 10 \$10; for recording the same, \$0.50 25¢ for each 100  
 11 words. Exceptions filed to claims presented to an  
 12 assignee of a debtor who has made a voluntary assignment  
 13 for the benefit of creditors shall be considered and  
 14 treated, for the purpose of taxing costs therein, as  
 15 actions in which the party or parties filing the  
 16 exceptions shall be considered as party or parties  
 17 plaintiff, and the claimant or claimants as party or  
 18 parties defendant, and those parties respectively shall  
 19 pay to the clerk the same fees as provided by this  
 20 Section to be paid in other actions.

21 (u) Expungement Petition.

22 The clerk shall be entitled to receive a fee of \$60  
 23 \$30 for each expungement petition filed and an additional  
 24 fee of \$4 \$2 for each certified copy of an order to  
 25 expunge arrest records.

26 (v) Probate.

27 The clerk is entitled to receive the fees specified in  
 28 this subsection (v), which shall be paid in advance, except  
 29 that, for good cause shown, the court may suspend, reduce, or  
 30 release the costs payable under this subsection:

- 31 (1) For administration of the estate of a decedent
- 32 (whether testate or intestate) or of a missing person,
- 33 \$150 \$100, plus the fees specified in subsection (v)(3),
- 34 except:

1           (A) When the value of the real and personal  
2 property does not exceed \$15,000, the fee shall be  
3 \$40 \$25.

4           (B) When (i) proof of heirship alone is made,  
5 (ii) a domestic or foreign will is admitted to  
6 probate without administration (including proof of  
7 heirship), or (iii) letters of office are issued for  
8 a particular purpose without administration of the  
9 estate, the fee shall be \$40 \$25.

10          (2) For administration of the estate of a ward, \$75  
11 \$50, plus the fees specified in subsection (v)(3),  
12 except:

13           (A) When the value of the real and personal  
14 property does not exceed \$15,000, the fee shall be  
15 \$40 \$25.

16           (B) When (i) letters of office are issued to a  
17 guardian of the person or persons, but not of the  
18 estate or (ii) letters of office are issued in the  
19 estate of a ward without administration of the  
20 estate, including filing or joining in the filing of  
21 a tax return or releasing a mortgage or consenting  
22 to the marriage of the ward, the fee shall be \$20  
23 \$10.

24          (3) In addition to the fees payable under  
25 subsection (v)(1) or (v)(2) of this Section, the  
26 following fees are payable:

27           (A) For each account (other than one final  
28 account) filed in the estate of a decedent, or ward,  
29 \$25 \$15.

30           (B) For filing a claim in an estate when the  
31 amount claimed is \$150 or more but less than \$500,  
32 \$20 \$10; when the amount claimed is \$500 or more but  
33 less than \$10,000, \$40 \$25; when the amount claimed  
34 is \$10,000 or more, \$60 \$40; provided that the court

1 in allowing a claim may add to the amount allowed  
2 the filing fee paid by the claimant.

3 (C) For filing in an estate a claim, petition,  
4 or supplemental proceeding based upon an action  
5 seeking equitable relief including the construction  
6 or contest of a will, enforcement of a contract to  
7 make a will, and proceedings involving testamentary  
8 trusts or the appointment of testamentary trustees,  
9 \$60 ~~\$40~~.

10 (D) For filing in an estate (i) the appearance  
11 of any person for the purpose of consent or (ii) the  
12 appearance of an executor, administrator,  
13 administrator to collect, guardian, guardian ad  
14 litem, or special administrator, no fee.

15 (E) Except as provided in subsection  
16 (v)(3)(D), for filing the appearance of any person  
17 or persons, \$30 ~~\$10~~.

18 (F) For each jury demand, \$137.50 ~~\$102.50~~.

19 (G) For disposition of the collection of a  
20 judgment or settlement of an action or claim for  
21 wrongful death of a decedent or of any cause of  
22 action of a ward, when there is no other  
23 administration of the estate, \$50 ~~\$30~~, less any  
24 amount paid under subsection (v)(1)(B) or (v)(2)(B)  
25 except that if the amount involved does not exceed  
26 \$5,000, the fee, including any amount paid under  
27 subsection (v)(1)(B) or (v)(2)(B), shall be \$20 ~~\$10~~.

28 (H) For each certified copy of letters of  
29 office, of court order or other certification, \$2  
30 ~~\$1~~, plus \$1 ~~50¢~~ per page in excess of 3 pages for  
31 the document certified.

32 (I) For each exemplification, \$2 ~~\$1~~, plus the  
33 fee for certification.

34 (4) The executor, administrator, guardian,

1 petitioner, or other interested person or his or her  
2 attorney shall pay the cost of publication by the clerk  
3 directly to the newspaper.

4 (5) The person on whose behalf a charge is incurred  
5 for witness, court reporter, appraiser, or other  
6 miscellaneous fee shall pay the same directly to the  
7 person entitled thereto.

8 (6) The executor, administrator, guardian,  
9 petitioner, or other interested person or his attorney  
10 shall pay to the clerk all postage charges incurred by  
11 the clerk in mailing petitions, orders, notices, or other  
12 documents pursuant to the provisions of the Probate Act  
13 of 1975.

14 (w) Criminal and Quasi-Criminal Costs and Fees.

15 (1) The clerk shall be entitled to costs in all  
16 criminal and quasi-criminal cases from each person  
17 convicted or sentenced to supervision therein as follows:

- 18 (A) Felony complaints, \$125 \$80.
- 19 (B) Misdemeanor complaints, \$75 \$50.
- 20 (C) Business offense complaints, \$75 \$50.
- 21 (D) Petty offense complaints, \$75 \$50.
- 22 (E) Minor traffic or ordinance violations,  
23 \$20.
- 24 (F) When court appearance required, \$30.
- 25 (G) Motions to vacate or amend final orders,  
26 \$40 \$20.
- 27 (H) Motions to vacate bond forfeiture orders,  
28 \$30 \$20.
- 29 (I) Motions to vacate ex parte judgments,  
30 whenever filed, \$30 \$20.
- 31 (J) Motions to vacate judgment on forfeitures,  
32 whenever filed, \$25 \$20.
- 33 (K) Motions to vacate "failure to appear" or  
34 "failure to comply" notices sent to the Secretary of

1 State, \$40 \$20.

2 (2) In counties having a population of more than  
3 650,000 but fewer than 3,000,000 inhabitants, when the  
4 violation complaint is issued by a municipal police  
5 department, the clerk shall be entitled to costs from  
6 each person convicted therein as follows:

7 (A) Minor traffic or ordinance violations,  
8 \$10.

9 (B) When court appearance required, \$15.

10 (3) In ordinance violation cases punishable by fine  
11 only, the clerk of the circuit court shall be entitled to  
12 receive, unless the fee is excused upon a finding by the  
13 court that the defendant is indigent, in addition to  
14 other fees or costs allowed or imposed by law, the sum of  
15 \$112.50 \$50 as a fee for the services of a jury. The  
16 jury fee shall be paid by the defendant at the time of  
17 filing his or her jury demand. If the fee is not so paid  
18 by the defendant, no jury shall be called, and the case  
19 shall be tried by the court without a jury.

20 (x) Transcripts of Judgment.

21 For the filing of a transcript of judgment, the  
22 clerk shall be entitled to the same fee as if it were the  
23 commencement of new suit.

24 (y) Change of Venue.

25 (1) For the filing of a change of case on a change  
26 of venue, the clerk shall be entitled to the same fee as  
27 if it were the commencement of a new suit.

28 (2) The fee for the preparation and certification  
29 of a record on a change of venue to another jurisdiction,  
30 when original documents are forwarded, \$40 \$25.

31 (z) Tax objection complaints.

32 For each tax objection complaint containing one or  
33 more tax objections, regardless of the number of parcels  
34 involved pertaining to the same taxpayer ~~or the number of~~

1 ~~taxpayers-joining-in-the-complaint~~, \$50 \$25.

2 (aa) Tax Deeds.

3 (1) Petition for tax deed, if only one parcel is  
4 involved, \$250 ~~\$150~~.

5 (2) For each additional parcel, add a fee of \$100  
6 \$50.

7 (bb) Collections.

8 (1) For all collections made of others, except the  
9 State and county and except in maintenance or child  
10 support cases, a sum equal to 3.0% ~~2-5%~~ of the amount  
11 collected and turned over.

12 (2) Interest earned on any funds held by the clerk  
13 shall be turned over to the county general fund as an  
14 earning of the office.

15 (3) For any check, draft, or other bank instrument  
16 returned to the clerk for non-sufficient funds, account  
17 closed, or payment stopped, \$25.

18 (4) In child support and maintenance cases, the  
19 clerk, if authorized by an ordinance of the county board,  
20 may collect an annual fee of up to \$36 from the person  
21 making payment for maintaining child support records and  
22 the processing of support orders to the State of Illinois  
23 KIDS system and the recording of payments issued by the  
24 State Disbursement Unit for the official record of the  
25 Court. This fee shall be in addition to and separate from  
26 amounts ordered to be paid as maintenance or child  
27 support and shall be deposited into a Separate  
28 Maintenance and Child Support Collection Fund, of which  
29 the clerk shall be the custodian, ex-officio, to be used  
30 by the clerk to maintain child support orders and record  
31 all payments issued by the State Disbursement Unit for  
32 the official record of the Court. The clerk may recover  
33 from the person making the maintenance or child support  
34 payment any additional cost incurred in the collection of



1 this annual fee.

2 The clerk shall also be entitled to a fee of \$5 for  
3 certifications made to the Secretary of State as provided  
4 in Section 7-703 of the Family Financial Responsibility  
5 Law and these fees shall also be deposited into the  
6 Separate Maintenance and Child Support Collection Fund.

7 (cc) Corrections of Numbers.

8 For correction of the case number, case title, or  
9 attorney computer identification number, if required by  
10 rule of court, on any document filed in the clerk's  
11 office, to be charged against the party that filed the  
12 document, \$25 \$15.

13 (dd) Exceptions.

14 The fee requirements of this Section shall not apply  
15 to police departments or other law enforcement agencies.  
16 In this Section, "law enforcement agency" means an agency  
17 of the State or a unit of local government which is  
18 vested by law or ordinance with the duty to maintain  
19 public order and to enforce criminal laws or ordinances.  
20 "Law enforcement agency" also means the Attorney General  
21 or any state's attorney. The fee requirements of this  
22 Section shall not apply to any action instituted under  
23 subsection (b) of Section 11-31-1 of the Illinois  
24 Municipal Code by a private owner or tenant of real  
25 property within 1200 feet of a dangerous or unsafe  
26 building seeking an order compelling the owner or owners  
27 of the building to take any of the actions authorized  
28 under that subsection.

29 (ee) Adoptions.

30 (1) For an adoption.....\$65

31 (2) Upon good cause shown, the court may waive the  
32 adoption filing fee in a special needs adoption. The  
33 term "special needs adoption" shall have the meaning  
34 ascribed to it by the Illinois Department of Children and

1 Family Services.

2 (ff) Adoption exemptions.

3 No fee other than that set forth in subsection (ee)  
4 shall be charged to any person in connection with an  
5 adoption proceeding.

6 (Source: P.A. 90-466, eff. 8-17-97; 90-796, eff. 12-15-98;  
7 91-321, eff. 1-1-00; 91-612, eff. 10-1-99; revised 10-15-99.)

8 (705 ILCS 105/27.2a) (from Ch. 25, par. 27.2a)

9 Sec. 27.2a. The fees of the clerks of the circuit court  
10 in all counties having a population of 3,000,000 or more  
11 inhabitants in the instances described in this Section shall  
12 be as provided in this Section. The fees shall be paid in  
13 advance and shall be as follows:

14 (a) Civil Cases.

15 The fee for filing a complaint, petition, or other  
16 pleading initiating a civil action, with the following  
17 exceptions, shall be ~~\$225~~ \$190.

18 (A) When the amount of money or damages or the  
19 value of personal property claimed does not exceed  
20 \$250, ~~\$20~~ \$15.

21 (B) When that amount exceeds \$250 but does not  
22 exceed \$1000, ~~\$50~~ \$40.

23 (C) When that amount exceeds \$1000 but does  
24 not exceed \$2500, ~~\$60~~ \$50.

25 (D) When that amount exceeds \$2500 but does  
26 not exceed \$5000, ~~\$125~~ \$100.

27 (E) When that amount exceeds \$5000 but does  
28 not exceed \$15,000, \$150.

29 (F) For the exercise of eminent domain, \$150.  
30 For each additional lot or tract of land or right or  
31 interest therein subject to be condemned, the  
32 damages in respect to which shall require separate  
33 assessment by a jury, \$150.

1 (G) For the final determination of parking,  
 2 standing, and compliance violations and final  
 3 administrative decisions issued after hearings  
 4 regarding vehicle immobilization and impoundment  
 5 made pursuant to Sections 3-704.1, 6-306.5, and  
 6 11-208.3 of the Illinois Vehicle Code, \$25.

7 (b) Forcible Entry and Detainer.

8 In each forcible entry and detainer case when the  
 9 plaintiff seeks possession only or unites with his or her  
 10 claim for possession of the property a claim for rent or  
 11 damages or both in the amount of \$15,000 or less, \$100  
 12 \$75. When the plaintiff unites his or her claim for  
 13 possession with a claim for rent or damages or both  
 14 exceeding \$15,000, \$275 \$225.

15 (c) Counterclaim or Joining Third Party Defendant.

16 When any defendant files a counterclaim as part of  
 17 his or her answer or otherwise or joins another party as  
 18 a third party defendant, or both, the defendant shall pay  
 19 a fee for each counterclaim or third party action in an  
 20 amount equal to the fee he or she would have had to pay  
 21 had he or she brought a separate action for the relief  
 22 sought in the counterclaim or against the third party  
 23 defendant, less the amount of the appearance fee, if that  
 24 has been paid.

25 (d) Confession of Judgment.

26 In a confession of judgment when the amount does not  
 27 exceed \$1500, \$75 \$60. When the amount exceeds \$1500,  
 28 but does not exceed \$5000, \$100 \$75. When the amount  
 29 exceeds \$5000, but does not exceed \$15,000, \$225 \$175.  
 30 When the amount exceeds \$15,000, \$275 \$250.

31 (e) Appearance.

32 The fee for filing an appearance in each civil case  
 33 shall be \$100 \$75, except as follows:

34 (A) When the plaintiff in a forcible entry and

1           detainer case seeks possession only, \$50 \$40.

2                   (B) When the amount in the case does not  
3           exceed \$1500, \$50 \$40.

4                   (C) When that amount exceeds \$1500 but does  
5           not exceed \$15,000, \$75 \$60.

6   (f) Garnishment, Wage Deduction, and Citation.

7           In garnishment affidavit, wage deduction affidavit,  
8           and citation petition when the amount does not exceed  
9           \$1,000, \$20 \$15; when the amount exceeds \$1,000 but does  
10          not exceed \$5,000, \$40 \$30; and when the amount exceeds  
11          \$5,000, \$60 \$50.

12   (g) Petition to Vacate or Modify.

13           (1) Petition to vacate or modify any final judgment  
14          or order of court, except in forcible entry and detainer  
15          cases and small claims cases or a petition to reopen an  
16          estate, to modify, terminate, or enforce a judgment or  
17          order for child or spousal support, or to modify,  
18          suspend, or terminate an order for withholding, if filed  
19          before 30 days after the entry of the judgment or order,  
20          \$60 \$50.

21           (2) Petition to vacate or modify any final judgment  
22          or order of court, except a petition to modify,  
23          terminate, or enforce a judgment or order for child or  
24          spousal support or to modify, suspend, or terminate an  
25          order for withholding, if filed later than 30 days after  
26          the entry of the judgment or order, \$90 \$75.

27           (3) Petition to vacate order of bond forfeiture,  
28          \$50 \$40.

29   (h) Mailing.

30           When the clerk is required to mail, the fee will be  
31          \$10, plus the cost of postage.

32   (i) Certified Copies.

33           Each certified copy of a judgment after the first,  
34          except in small claims and forcible entry and detainer

1 cases, \$20 ~~\$15~~.

2 (j) Habeas Corpus.

3 For filing a petition for relief by habeas corpus,  
4 \$150 ~~\$125~~.

5 (k) Certification, Authentication, and Reproduction.

6 (1) Each certification or authentication for taking  
7 the acknowledgment of a deed or other instrument in  
8 writing with the seal of office, \$8 ~~\$6~~.

9 (2) Court appeals when original documents are  
10 forwarded, under 100 pages, plus delivery and costs, \$100  
11 ~~\$75~~.

12 (3) Court appeals when original documents are  
13 forwarded, over 100 pages, plus delivery and costs, \$185  
14 ~~\$150~~.

15 (4) Court appeals when original documents are  
16 forwarded, over 200 pages, an additional fee of 25 cents  
17 per page.

18 (5) For reproduction of any document contained in  
19 the clerk's files:

20 (A) First page, \$2.

21 (B) Next 19 pages, 50 cents per page.

22 (C) All remaining pages, 25 cents per page.

23 (l) Remands.

24 In any cases remanded to the Circuit Court from the  
25 Supreme Court or the Appellate Court for a new trial, the  
26 clerk shall file the remanding order and reinstate the  
27 case with either its original number or a new number.  
28 The Clerk shall not charge any new or additional fee for  
29 the reinstatement. Upon reinstatement the Clerk shall  
30 advise the parties of the reinstatement. A party shall  
31 have the same right to a jury trial on remand and  
32 reinstatement as he or she had before the appeal, and no  
33 additional or new fee or charge shall be made for a jury  
34 trial after remand.

1 (m) Record Search.

2 For each record search, within a division or  
3 municipal district, the clerk shall be entitled to a  
4 search fee of \$8 \$6 for each year searched.

5 (n) Hard Copy.

6 For each page of hard copy print output, when case  
7 records are maintained on an automated medium, the clerk  
8 shall be entitled to a fee of \$8 \$6.

9 (o) Index Inquiry and Other Records.

10 No fee shall be charged for a single  
11 plaintiff/defendant index inquiry or single case record  
12 inquiry when this request is made in person and the  
13 records are maintained in a current automated medium, and  
14 when no hard copy print output is requested. The fees to  
15 be charged for management records, multiple case records,  
16 and multiple journal records may be specified by the  
17 Chief Judge pursuant to the guidelines for access and  
18 dissemination of information approved by the Supreme  
19 Court.

20 (p) Commitment Petitions.

21 For filing commitment petitions under the Mental  
22 Health and Developmental Disabilities Code, \$60 \$50.

23 (q) Alias Summons.

24 For each alias summons or citation issued by the  
25 clerk, \$6 \$5.

26 (r) Other Fees.

27 Any fees not covered in this Section shall be set by  
28 rule or administrative order of the Circuit Court with  
29 the approval of the Administrative Office of the Illinois  
30 Courts.

31 The clerk of the circuit court may provide  
32 additional services for which there is no fee specified  
33 by statute in connection with the operation of the  
34 clerk's office as may be requested by the public and

1 agreed to by the clerk and approved by the chief judge of  
2 the circuit court. Any charges for additional services  
3 shall be as agreed to between the clerk and the party  
4 making the request and approved by the chief judge of the  
5 circuit court. Nothing in this subsection shall be  
6 construed to require any clerk to provide any service not  
7 otherwise required by law.

8 (s) Jury Services.

9 The clerk shall be entitled to receive, in addition  
10 to other fees allowed by law, the sum of \$230 ~~\$212.50~~, as  
11 a fee for the services of a jury in every civil action  
12 not quasi-criminal in its nature and not a proceeding for  
13 the exercise of the right of eminent domain and in every  
14 other action wherein the right of trial by jury is or may  
15 be given by law. The jury fee shall be paid by the party  
16 demanding a jury at the time of filing the jury demand.  
17 If the fee is not paid by either party, no jury shall be  
18 called in the action or proceeding, and the same shall be  
19 tried by the court without a jury.

20 (t) Voluntary Assignment.

21 For filing each deed of voluntary assignment, \$25  
22 ~~\$20~~; for recording the same, 50¢ for each 100 words.  
23 Exceptions filed to claims presented to an assignee of a  
24 debtor who has made a voluntary assignment for the  
25 benefit of creditors shall be considered and treated, for  
26 the purpose of taxing costs therein, as actions in which  
27 the party or parties filing the exceptions shall be  
28 considered as party or parties plaintiff, and the  
29 claimant or claimants as party or parties defendant, and  
30 those parties respectively shall pay to the clerk the  
31 same fees as provided by this Section to be paid in other  
32 actions.

33 (u) Expungement Petition.

34 The clerk shall be entitled to receive a fee of \$75

1           \$60 for each expungement petition filed and an additional  
2           fee of \$5 \$4 for each certified copy of an order to  
3           expunge arrest records.

4           (v) Probate.

5           The clerk is entitled to receive the fees specified in  
6           this subsection (v), which shall be paid in advance, except  
7           that, for good cause shown, the court may suspend, reduce, or  
8           release the costs payable under this subsection:

9                   (1) For administration of the estate of a decedent  
10                  (whether testate or intestate) or of a missing person,  
11                  \$185 \$150, plus the fees specified in subsection (v)(3),  
12                  except:

13                           (A) When the value of the real and personal  
14                           property does not exceed \$15,000, the fee shall be  
15                           \$50 \$40.

16                           (B) When (i) proof of heirship alone is made,  
17                           (ii) a domestic or foreign will is admitted to  
18                           probate without administration (including proof of  
19                           heirship), or (iii) letters of office are issued for  
20                           a particular purpose without administration of the  
21                           estate, the fee shall be \$50 \$40.

22                   (2) For administration of the estate of a ward,  
23                   \$100 \$75, plus the fees specified in subsection (v)(3),  
24                   except:

25                           (A) When the value of the real and personal  
26                           property does not exceed \$15,000, the fee shall be  
27                           \$50 \$40.

28                           (B) When (i) letters of office are issued to a  
29                           guardian of the person or persons, but not of the  
30                           estate or (ii) letters of office are issued in the  
31                           estate of a ward without administration of the  
32                           estate, including filing or joining in the filing of  
33                           a tax return or releasing a mortgage or consenting  
34                           to the marriage of the ward, the fee shall be \$25



1           \$20.

2           (3) In addition to the fees payable under  
3 subsection (v)(1) or (v)(2) of this Section, the  
4 following fees are payable:

5           (A) For each account (other than one final  
6 account) filed in the estate of a decedent, or ward,  
7 \$30 \$25.

8           (B) For filing a claim in an estate when the  
9 amount claimed is \$150 or more but less than \$500,  
10 \$25 \$20; when the amount claimed is \$500 or more but  
11 less than \$10,000, \$50 \$40; when the amount claimed  
12 is \$10,000 or more, \$75 \$60; provided that the court  
13 in allowing a claim may add to the amount allowed  
14 the filing fee paid by the claimant.

15           (C) For filing in an estate a claim, petition,  
16 or supplemental proceeding based upon an action  
17 seeking equitable relief including the construction  
18 or contest of a will, enforcement of a contract to  
19 make a will, and proceedings involving testamentary  
20 trusts or the appointment of testamentary trustees,  
21 \$75 \$60.

22           (D) For filing in an estate (i) the appearance  
23 of any person for the purpose of consent or (ii) the  
24 appearance of an executor, administrator,  
25 administrator to collect, guardian, guardian ad  
26 litem, or special administrator, no fee.

27           (E) Except as provided in subsection  
28 (v)(3)(D), for filing the appearance of any person  
29 or persons, \$40 \$30.

30           (F) For each jury demand, \$170 \$137.50.

31           (G) For disposition of the collection of a  
32 judgment or settlement of an action or claim for  
33 wrongful death of a decedent or of any cause of  
34 action of a ward, when there is no other

1 administration of the estate, \$60 \$50, less any  
 2 amount paid under subsection (v)(1)(B) or (v)(2)(B)  
 3 except that if the amount involved does not exceed  
 4 \$5,000, the fee, including any amount paid under  
 5 subsection (v)(1)(B) or (v)(2)(B), shall be \$25 \$20.

6 (H) For each certified copy of letters of  
 7 office, of court order or other certification, \$2,  
 8 plus \$1 per page in excess of 3 pages for the  
 9 document certified.

10 (I) For each exemplification, \$2, plus the fee  
 11 for certification.

12 (4) The executor, administrator, guardian,  
 13 petitioner, or other interested person or his or her  
 14 attorney shall pay the cost of publication by the clerk  
 15 directly to the newspaper.

16 (5) The person on whose behalf a charge is incurred  
 17 for witness, court reporter, appraiser, or other  
 18 miscellaneous fee shall pay the same directly to the  
 19 person entitled thereto.

20 (6) The executor, administrator, guardian,  
 21 petitioner, or other interested person or his or her  
 22 attorney shall pay to the clerk all postage charges  
 23 incurred by the clerk in mailing petitions, orders,  
 24 notices, or other documents pursuant to the provisions of  
 25 the Probate Act of 1975.

26 (w) Criminal and Quasi-Criminal Costs and Fees.

27 (1) The clerk shall be entitled to costs in all  
 28 criminal and quasi-criminal cases from each person  
 29 convicted or sentenced to supervision therein as follows:

- 30 (A) Felony complaints, \$150 \$125.
- 31 (B) Misdemeanor complaints, \$100 \$75.
- 32 (C) Business offense complaints, \$100 \$75.
- 33 (D) Petty offense complaints, \$100 \$75.
- 34 (E) Minor traffic or ordinance violations,

1           \$30.

2           (F) When court appearance required, \$50.

3           (G) Motions to vacate or amend final orders,  
4           \$50 \$40.

5           (H) Motions to vacate bond forfeiture orders,  
6           \$40 \$30.

7           (I) Motions to vacate ex parte judgments,  
8           whenever filed, \$40 \$30.

9           (J) Motions to vacate judgment on forfeitures,  
10           whenever filed, \$30 \$25.

11           (K) Motions to vacate "failure to appear" or  
12           "failure to comply" notices sent to the Secretary of  
13           State, \$50 \$40.

14           (2) In counties having a population of 3,000,000 or  
15           more, when the violation complaint is issued by a  
16           municipal police department, the clerk shall be entitled  
17           to costs from each person convicted therein as follows:

18           (A) Minor traffic or ordinance violations, \$40  
19           \$30.

20           (B) When court appearance required, \$60 \$50.

21           (3) In ordinance violation cases punishable by fine  
22           only, the clerk of the circuit court shall be entitled to  
23           receive, unless the fee is excused upon a finding by the  
24           court that the defendant is indigent, in addition to  
25           other fees or costs allowed or imposed by law, the sum of  
26           \$140 ~~\$112.50~~ as a fee for the services of a jury. The  
27           jury fee shall be paid by the defendant at the time of  
28           filing his or her jury demand. If the fee is not so paid  
29           by the defendant, no jury shall be called, and the case  
30           shall be tried by the court without a jury.

31           (x) Transcripts of Judgment.

32           For the filing of a transcript of judgment, the  
33           clerk shall be entitled to the same fee as if it were the  
34           commencement of a new suit.

1 (y) Change of Venue.

2 (1) For the filing of a change of case on a change  
3 of venue, the clerk shall be entitled to the same fee as  
4 if it were the commencement of a new suit.

5 (2) The fee for the preparation and certification  
6 of a record on a change of venue to another jurisdiction,  
7 when original documents are forwarded, \$50 \$40.

8 (z) Tax objection complaints.

9 For each tax objection complaint containing one or  
10 more tax objections, regardless of the number of parcels  
11 involved or the number of taxpayers joining in the  
12 complaint, \$60 \$50.

13 (aa) Tax Deeds.

14 (1) Petition for tax deed, if only one parcel is  
15 involved, \$300 \$250.

16 (2) For each additional parcel, add a fee of \$125  
17 \$100.

18 (bb) Collections.

19 (1) For all collections made of others, except the  
20 State and county and except in maintenance or child  
21 support cases, a sum equal to 3.0% of the amount  
22 collected and turned over.

23 (2) Interest earned on any funds held by the clerk  
24 shall be turned over to the county general fund as an  
25 earning of the office.

26 (3) For any check, draft, or other bank instrument  
27 returned to the clerk for non-sufficient funds, account  
28 closed, or payment stopped, \$25.

29 (4) In child support and maintenance cases, the  
30 clerk, if authorized by an ordinance of the county board,  
31 may collect an annual fee of up to \$36 from the person  
32 making payment for maintaining child support records and  
33 the processing of support orders to the State of Illinois  
34 KIDS system and the recording of payments issued by the

1 State Disbursement Unit for the official record of the  
2 Court. This fee shall be in addition to and separate  
3 from amounts ordered to be paid as maintenance or child  
4 support and shall be deposited into a Separate  
5 Maintenance and Child Support Collection Fund, of which  
6 the clerk shall be the custodian, ex-officio, to be used  
7 by the clerk to maintain child support orders and record  
8 all payments issued by the State Disbursement Unit for  
9 the official record of the Court. The clerk may recover  
10 from the person making the maintenance or child support  
11 payment any additional cost incurred in the collection of  
12 this annual fee.

13 The clerk shall also be entitled to a fee of \$5 for  
14 certifications made to the Secretary of State as provided  
15 in Section 7-703 of the Family Financial Responsibility  
16 Law and these fees shall also be deposited into the  
17 Separate Maintenance and Child Support Collection Fund.

18 (cc) Corrections of Numbers.

19 For correction of the case number, case title, or  
20 attorney computer identification number, if required by  
21 rule of court, on any document filed in the clerk's  
22 office, to be charged against the party that filed the  
23 document, \$30 \$25.

24 (dd) Exceptions.

25 (1) The fee requirements of this Section shall not  
26 apply to police departments or other law enforcement  
27 agencies. In this Section, "law enforcement agency"  
28 means an agency of the State or a unit of local  
29 government which is vested by law or ordinance with the  
30 duty to maintain public order and to enforce criminal  
31 laws or ordinances. "Law enforcement agency" also means  
32 the Attorney General or any state's attorney.

33 (2) No fee provided herein shall be charged to any  
34 unit of local government or school district. The fee

1 requirements of this Section shall not apply to any  
 2 action instituted under subsection (b) of Section 11-31-1  
 3 of the Illinois Municipal Code by a private owner or  
 4 tenant of real property within 1200 feet of a dangerous  
 5 or unsafe building seeking an order compelling the owner  
 6 or owners of the building to take any of the actions  
 7 authorized under that subsection.

8 (ee) Adoption.

9 (1) For an adoption.....\$65

10 (2) Upon good cause shown, the court may waive the  
 11 adoption filing fee in a special needs adoption. The  
 12 term "special needs adoption" shall have the meaning  
 13 ascribed to it by the Illinois Department of Children and  
 14 Family Services.

15 (ff) Adoption exemptions.

16 No fee other than that set forth in subsection (ee)  
 17 shall be charged to any person in connection with an  
 18 adoption proceeding.

19 (Source: P.A. 90-466, eff. 8-17-97; 90-796, eff. 12-15-98;  
 20 91-321, eff. 1-1-00; 91-612, eff. 10-1-99; 91-821, eff.  
 21 6-13-00.)

22 (705 ILCS 105/27.5) (from Ch. 25, par. 27.5)

23 Sec. 27.5. All fees, fines, costs, additional penalties,  
 24 bail balances assessed or forfeited, and any other amount  
 25 paid by a person to the circuit clerk that equals an amount  
 26 less than \$55, except restitution under Section 5-5-6 of the  
 27 Unified Code of Corrections, reimbursement for the costs of  
 28 an emergency response as provided under Section 5-5-3 of the  
 29 Unified Code of Corrections, any fees collected for attending  
 30 a traffic safety program under paragraph (c) of Supreme Court  
 31 Rule 529, any fee collected on behalf of a State's Attorney  
 32 under Section 4-2002 of the Counties Code or a sheriff under  
 33 Section 4-5001 of the Counties Code, or any cost imposed

1 under Section 124A-5 of the Code of Criminal Procedure of  
2 1963, for convictions, orders of supervision, or any other  
3 disposition for a violation of Chapters 3, 4, 6, 11, and 12  
4 of the Illinois Vehicle Code, or a similar provision of a  
5 local ordinance, and any violation of the Child Passenger  
6 Protection Act, or a similar provision of a local ordinance,  
7 fees collected for electronic monitoring, drug or alcohol  
8 testing and screening, probation fees authorized under  
9 Section 5-6-3 of the Unified Code of Corrections, and  
10 supervision fees authorized under Section 5-6-3.1 of the  
11 Unified Code of Corrections, shall be disbursed within 60  
12 days after receipt by the circuit clerk as follows: 47%  
13 shall be disbursed to the entity authorized by law to receive  
14 the fine imposed in the case; 12% shall be disbursed to the  
15 State Treasurer; and 41% shall be disbursed to the county's  
16 general corporate fund. Of the 12% disbursed to the State  
17 Treasurer, 1/6 shall be deposited by the State Treasurer into  
18 the Violent Crime Victims Assistance Fund, 1/2 shall be  
19 deposited into the Traffic and Criminal Conviction Surcharge  
20 Fund, and 1/3 shall be deposited into the Drivers Education  
21 Fund. For fiscal years 1992 and 1993, amounts deposited into  
22 the Violent Crime Victims Assistance Fund, the Traffic and  
23 Criminal Conviction Surcharge Fund, or the Drivers Education  
24 Fund shall not exceed 110% of the amounts deposited into  
25 those funds in fiscal year 1991. Any amount that exceeds the  
26 110% limit shall be distributed as follows: 50% shall be  
27 disbursed to the county's general corporate fund and 50%  
28 shall be disbursed to the entity authorized by law to receive  
29 the fine imposed in the case. Not later than March 1 of each  
30 year the circuit clerk shall submit a report of the amount of  
31 funds remitted to the State Treasurer under this Section  
32 during the preceding year based upon independent verification  
33 of fines and fees. All counties shall be subject to this  
34 Section, except that counties with a population under

1 2,000,000 may, by ordinance, elect not to be subject to this  
2 Section. For offenses subject to this Section, judges shall  
3 impose one total sum of money payable for violations. The  
4 circuit clerk may add on no additional amounts except for  
5 amounts that are required by Sections 27.3a and 27.3c of this  
6 Act, unless those amounts are specifically waived by the  
7 judge. With respect to money collected by the circuit clerk  
8 as a result of forfeiture of bail, ex parte judgment or  
9 guilty plea pursuant to Supreme Court Rule 529, the circuit  
10 clerk shall first deduct and pay amounts required by Sections  
11 27.3a and 27.3c of this Act. This Section is a denial and  
12 limitation of home rule powers and functions under subsection  
13 (h) of Section 6 of Article VII of the Illinois Constitution.  
14 (Source: P.A. 89-234, eff. 1-1-96.)

15 (705 ILCS 105/27.6)

16 Sec. 27.6. (a) All fees, fines, costs, additional  
17 penalties, bail balances assessed or forfeited, and any other  
18 amount paid by a person to the circuit clerk equalling an  
19 amount of \$55 or more, except the additional fee required by  
20 subsections (b) and (c), restitution under Section 5-5-6 of  
21 the Unified Code of Corrections, reimbursement for the costs  
22 of an emergency response as provided under Section 5-5-3 of  
23 the Unified Code of Corrections, any fees collected for  
24 attending a traffic safety program under paragraph (c) of  
25 Supreme Court Rule 529, any fee collected on behalf of a  
26 State's Attorney under Section 4-2002 of the Counties Code or  
27 a sheriff under Section 4-5001 of the Counties Code, or any  
28 cost imposed under Section 124A-5 of the Code of Criminal  
29 Procedure of 1963, for convictions, orders of supervision, or  
30 any other disposition for a violation of Chapters 3, 4, 6,  
31 11, and 12 of the Illinois Vehicle Code, or a similar  
32 provision of a local ordinance, and any violation of the  
33 Child Passenger Protection Act, or a similar provision of a



1 local ordinance, fees collected for electronic monitoring,  
2 drug or alcohol testing and screening, probation fees  
3 authorized under Section 5-6-3 of the Unified Code of  
4 Corrections, and supervision fees authorized under Section  
5 5-6-3.1 of the Unified Code of Corrections, shall be  
6 disbursed within 60 days after receipt by the circuit clerk  
7 as follows: 44.5% shall be disbursed to the entity  
8 authorized by law to receive the fine imposed in the case;  
9 16.825% shall be disbursed to the State Treasurer; and  
10 38.675% shall be disbursed to the county's general corporate  
11 fund. Of the 16.825% disbursed to the State Treasurer, 2/17  
12 shall be deposited by the State Treasurer into the Violent  
13 Crime Victims Assistance Fund, 5.052/17 shall be deposited  
14 into the Traffic and Criminal Conviction Surcharge Fund, 3/17  
15 shall be deposited into the Drivers Education Fund, and  
16 6.948/17 shall be deposited into the Trauma Center Fund. Of  
17 the 6.948/17 deposited into the Trauma Center Fund from the  
18 16.825% disbursed to the State Treasurer, 50% shall be  
19 disbursed to the Department of Public Health and 50% shall be  
20 disbursed to the Department of Public Aid. For fiscal year  
21 1993, amounts deposited into the Violent Crime Victims  
22 Assistance Fund, the Traffic and Criminal Conviction  
23 Surcharge Fund, or the Drivers Education Fund shall not  
24 exceed 110% of the amounts deposited into those funds in  
25 fiscal year 1991. Any amount that exceeds the 110% limit  
26 shall be distributed as follows: 50% shall be disbursed to  
27 the county's general corporate fund and 50% shall be  
28 disbursed to the entity authorized by law to receive the fine  
29 imposed in the case. Not later than March 1 of each year the  
30 circuit clerk shall submit a report of the amount of funds  
31 remitted to the State Treasurer under this Section during the  
32 preceding year based upon independent verification of fines  
33 and fees. All counties shall be subject to this Section,  
34 except that counties with a population under 2,000,000 may,

1 by ordinance, elect not to be subject to this Section. For  
2 offenses subject to this Section, judges shall impose one  
3 total sum of money payable for violations. The circuit clerk  
4 may add on no additional amounts except for amounts that are  
5 required by Sections 27.3a and 27.3c of this Act, unless  
6 those amounts are specifically waived by the judge. With  
7 respect to money collected by the circuit clerk as a result  
8 of forfeiture of bail, ex parte judgment or guilty plea  
9 pursuant to Supreme Court Rule 529, the circuit clerk shall  
10 first deduct and pay amounts required by Sections 27.3a and  
11 27.3c of this Act. This Section is a denial and limitation of  
12 home rule powers and functions under subsection (h) of  
13 Section 6 of Article VII of the Illinois Constitution.

14 (b) In addition to any other fines and court costs  
15 assessed by the courts, any person convicted or receiving an  
16 order of supervision for driving under the influence of  
17 alcohol or drugs shall pay an additional fee of \$25 to the  
18 clerk of the circuit court. This amount, less 2 1/2% that  
19 shall be used to defray administrative costs incurred by the  
20 clerk, shall be remitted by the clerk to the Treasurer within  
21 60 days after receipt for deposit into the Trauma Center  
22 Fund. This additional fee of \$25 shall not be considered a  
23 part of the fine for purposes of any reduction in the fine  
24 for time served either before or after sentencing. Not later  
25 than March 1 of each year the Circuit Clerk shall submit a  
26 report of the amount of funds remitted to the State Treasurer  
27 under this subsection during the preceding calendar year.

28 (c) In addition to any other fines and court costs  
29 assessed by the courts, any person convicted for a violation  
30 of Sections 24-1.1, 24-1.2, or 24-1.5 of the Criminal Code of  
31 1961 or a person sentenced for a violation of the Cannabis  
32 Control Act or the Controlled Substance Act shall pay an  
33 additional fee of \$100 to the clerk of the circuit court.  
34 This amount, less 2 1/2% that shall be used to defray

1 administrative costs incurred by the clerk, shall be remitted  
2 by the clerk to the Treasurer within 60 days after receipt  
3 for deposit into the Trauma Center Fund. This additional fee  
4 of \$100 shall not be considered a part of the fine for  
5 purposes of any reduction in the fine for time served either  
6 before or after sentencing. Not later than March 1 of each  
7 year the Circuit Clerk shall submit a report of the amount of  
8 funds remitted to the State Treasurer under this subsection  
9 during the preceding calendar year.

10 (Source: P.A. 89-105, eff. 1-1-96; 89-234, eff. 1-1-96;  
11 89-516, eff. 7-18-96; 89-626, eff. 8-9-96.)".